UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

ZOMBA RECORDING LLC, et al., Plaintiffs, v. DOES 1-10, Defendants.	Civil No. 08CV479-DMS (BLM) **ORDER GRANTING PLAINTIFFS' *EX PARTE* APPLICATION FOR LEAVE TO TAKE IMMEDIATE DISCOVERY** **[Doc. No. 3]**

Upon Plaintiffs' *Ex Parte* Application for Leave to Take Immediate Discovery, the Declaration of Carlos Linares, and the accompanying Memorandum of Law:

IT IS HEREBY ORDERED that Plaintiffs may serve immediate discovery on SBC Internet Services, Inc. to obtain the identity of each Doe Defendant identified in the Complaint by serving a Rule 45 subpoena that seeks documents that identify each Doe Defendant, limited to the name, current (and permanent) addresses and telephone numbers, e-mail address, and Media Access Control addresses for each Defendant. The disclosure of this information is ordered pursuant to 47 U.S.C. § 551(c)(2)(B).

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IT IS FURTHER ORDERED that any information disclosed to Plaintiffs in response to the Rule 45 subpoena may be used by Plaintiffs solely for the purpose of protecting Plaintiffs' rights under the Copyright Act.

IT IS FURTHER ORDERED that if and when SBC Internet Services, Inc. is served with a subpoena, within five (5) business days thereof, it shall give written notice, which can be by e-mail, to the subscribers whose identities are to be disclosed in response to the subpoena. If SBC Internet Services, Inc. and/or any Defendant wishes to move to quash the subpoena, they must do so before the return date of the subpoena, which shall be at least twenty-five (25) business days from the date of service.

IT IS FURTHER ORDERED that counsel for Plaintiffs shall provide a copy of this order to SBC Internet Services, Inc. when the subpoena is served.

DATED: March 18, 2008

BARBARA L. MAJOR
United States Magistrate Judge

COPY TO:

HONORABLE DANA M. SABRAW
UNITED STATES DISTRICT JUDGE

ALL COUNSEL AND PARTIES